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533-3987  
AREA CODE 808

OF  
E. COOPER BROWN  
Approved For Release 2005/12/05 : CIA-RDP82M00345R000700040082-5

SUITE 209  
404 PIKOI STREET  
HONOLULU, HAWAII  
96814

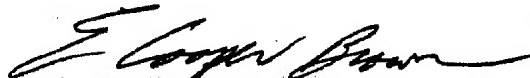
November 17, 1977

Dear Senators Inouye and Matsunaga,  
Representatives Heftel and Akaka

Last week Mr. Glenn Davis, a member of the  
Kahoolawe Ohana, filed the enclosed Freedom of  
Information request. Your assistance in this  
matter would be greatly appreciated, as under  
the Act, certain information arguably not  
available to us could be obtained through your  
office.

Thank you very much.

Sincerely,

  
E. Cooper Brown, on  
behalf of Glenn Davis

Enclosure

LAW OFFICES

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SUITE 209  
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HONOLULU, HAWAII  
96814

November 7, 1977

CERTIFIED MAIL  
RETURN RECEIPT

Lt. Cmdr. Scott Stone  
Commander, Third Fleet  
U.S. Navy  
Pearl Harbor, HI 96866

Judge Advocate General  
Navy Dept.  
Washington, D.C. 20370

Commander, DPA  
U.S. Coast Guard, 14th Dist.  
District Office  
Honolulu, HI 96850

Commandant, (GA)  
U.S. Coast Guard  
400 7th St., S.W.  
Washington, D.C. 20590

Public Information Officer (FOIA Request)  
Defense Investigative Service (D0102)  
Washington, D.C.: 20314

C.I.A. Freedom of Information Coordinator  
Central Intelligence Agency  
Washington, D.C. 20505

Deputy Attorney General  
Dept. of Justice  
Washington, D.C. 20530

To each and every one of the above agencies:

This is a request under the Freedom of Information Act, as amended (5 USC §552), and is to be treated as a direct request to each and every of the above referenced addressees.

On behalf of Glenn Kanemo Davis, I write to request a copy of each and every record and/or document and/or information listed below:

(1) Regulations, standards and/or statements of policy controlling each and every one of the herein designated agency's decision(s) to grant or deny permission for persons to go to the Island of Kahoolawe, County of Maui, State of Hawaii, from February 20, 1953 until the present;

(2) Records, correspondence and any and all other documentation involving requests to go to the Island of Kahoolawe, County of Maui, State of Hawaii, from February 20, 1953 until the present;

(3) Records, correspondence, tabulations and any and all other documentation relating to the final disposition of said requests -- actual denial, or granting of permission to go to the Island of Kahoolawe -- from February 20, 1953 until the present;

(4) All documentation relating to the use of the Island of Kahoolawe by the Navy since 1941, including but not limited to:

(a) The frequency of use, the number of personnel, ships, aircraft and ordinance used on Kahoolawe, and the specific dates and times thereof;

(b) The costs involved in each and every above-mentioned utilization;

(c) The efforts made by the United States Government since February 20, 1953 to find an alternative to continued use of the Island of Kahoolawe;

(d) Reports, analyses and any and all other documentation related to the necessity of continued use of the Island of Kahoolawe by the Navy including but not limited to all underlying data used as a basis for the decision that continued use of the Island of Kahoolawe has been necessary from February 20, 1953 until the present by the Navy;

(e) All communications from the Executive Department (Governor) of the State of Hawaii, the State of Hawaii, and any department thereof, and any other political subdivision of the State of Hawaii or its representatives to the United States Government and/or any of the above-designated agencies, and any and all communications from the U.S. Government to the State of Hawaii and its representatives as above-referenced, regarding the Island of Kahoolawe, or the continued use thereof by the U.S. Government and its agencies and departments, from 1953 to present.

(5) All reports of physical or mental examinations, and of scientific tests or experiments, or copies thereof, which are in the custody, possession or control of any of the addressees herein, related to the use and disposition of the Island of Kahoolawe, including but in no way limited to tests or experiments relating to the use of the Kahoolawe and the continued need for such use from 1939 until the present;

(6) Records of any and all persons of civilian status located and/or found upon the Island of Kahoolawe, County of Maui, State of Hawaii, or located, found or discovered in or about the surrounding waters of Kahoolawe, from 1953 until the present;

(7) The logs of all U.S. Coast Guard cutters that have patrolled the waters in and around the Island of Kahoolawe from 1953 until the present;

(8) Any and all administrative staff manuals, instructions, and policy statements and directives to staff of each and every one of you which in any way relates to the disposition of individuals found upon the Island of Kahoolawe or its surrounding waters and/or to individuals arrested for trespassing in such areas, from 1953 to the present;

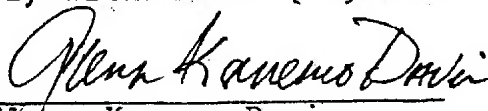
(9) Any and all administrative staff manuals, instructions, policy statements and directives to staff of each and every one of the herein designated agencies which in any way relates to Glenn Kanemo Davis, the Hawaii-based organization known as the "Kahoolawe Ohana," and/or to any known member of the "Kahoolawe Ohana."

As you know, the amended Act provides that if some parts of a file are exempt from release that "reasonably segregable" portions shall be provided. We therefore request that, if you determine that some portions of the requested materials are exempt, you provide us immediately with a copy of the remainder of the materials. We, of course, reserve the rights to appeal any such decisions.

If you determine that some or all of the materials are exempt from release, please advise us as to which exemption(s) you believe covers the material which you are not releasing.

We are prepared to pay reasonable costs for locating the requested files and/or materials and reproducing them. However, the amended Act permits you to reduce or waive the fees if that "is in the public interest because furnishing the information can be considered as primarily benefitting the public." We believe that this request plainly benefits that category and ask you to waive any fees.

As provided for in the amended Act, we will expect to receive a reply within ten (10) working days.

  
Glenn Kanemo Davis

  
Edward Cooper Brown

P.S. Enclosed are phone numbers 808-533-3987 and 808-537-4022, where we can be reached should you find it necessary to contact us in order to expedite this request.

cc. Senate Subcommittee on Admin. Practice & Procedure  
House Subcommittee on Gov't Information  
Senators Inouye and Matsunaga  
Representatives Heftel and Akaka  
media  
A.C.L.U.